

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS  
BENTON DIVISION**

CASE NO. 3:13-cv-00099-MJR-DGW

HOPE BOWSHER,

Plaintiff,

v.

AUDUBON FINANCIAL BUREAU, LLC  
and ADAM D. MARCH, individually,

Defendants.

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**PLAINTIFF'S MOTION FOR VOLUNTARY DISMISSAL WITHOUT  
PREJUDICE**

COMES NOW Plaintiff Hope Bowsher pursuant to Federal Rule of Civil Procedure 41(a)(2), and moves this court for an order voluntarily dismissing this action without prejudice, and states as follows:

1. On February 1, 2013, Plaintiff filed her complaint against Defendant Audubon Financial Bureau, LLC and Defendant Adam D. March ("Defendants"), alleging violations of the Fair Debt Collection Practices Act ("FDCPA"), 15 U.S.C. § 1692 et seq. and the Telephone Consumer Protection Act ("TCPA"), 47 U.S.C. § 227 et seq. (Doc. 1).
2. On May 2, 2013, Defendant filed its answer. (Doc. 14).
3. Plaintiff does not desire to pursue this matter at this time.

4. Therefore, Plaintiff respectfully requests this Court to dismiss this suit and all claims that were asserted by Plaintiff against all Defendants in this lawsuit without prejudice.
5. Plaintiff's counsel has attempted to confer with Defense counsel to obtain a stipulation for dismissal; however Defendant opposes a stipulation unless the dismissal is with prejudice, thus Defendant is opposed to the relief requested in this motion.

WHEREFORE, Plaintiff respectfully requests this Court for an order voluntarily dismissing this action without prejudice with each party to bear its own fees and costs.

Dated this 14th day of May, 2013.

By: s/ Alex Weisberg  
ALEX D. WEISBERG  
IBN: 6271510  
WEISBERG & MEYERS, LLC  
ATTORNEYS FOR PLAINTIFF  
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**CERTIFICATE OF SERVICE VIA ELECTRONIC MAIL**

I, Alex D. Weisberg, certify that a true and correct copy of the foregoing Notice was served via electronic mail on the following: Thomas Needham, at [tpn@needhamlaw.com](mailto:tpn@needhamlaw.com), on May 14, 2013, as well as by U.S. Mail to:

Adam D. March  
5145 Kraus Rd.  
Clarence, NY 14031-1567

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